

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA**

SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

vs.

STRATEGIC GLOBAL
INVESTMENTS, INC. AND
ANDREW T. FELLNER,

Defendants.

Case No.: 16-cv-00514-JLB-WVG

**ORDER GRANTING PLAINTIFF'S
MOTION FOR A FINAL JUDGMENT
OF PERMANENT INJUNCTION AND
OTHER RELIEF AGAINST
DEFENDANT STRATEGIC GLOBAL
INVESTMENTS, INC.**

[ECF No. 45]

This case comes before the Court upon the Motion by Plaintiff Securities and Exchange Commission for a Judgment of Permanent Injunction and Other Relief against Defendant Strategic Global Investments, Inc. (“Defendant”) (“Motion for Final Judgment”). The Commission having filed a Complaint; and Defendant having entered a general appearance, consented to the Court’s jurisdiction over Defendant and the subject matter of this action, consented to entry of this Final Judgment, waived findings of fact and conclusions of law, and waived any right to appeal from this Final Judgment; and the Court having reviewed the Final Judgment and finding it fair, adequate and reasonable, hereby **GRANTS** the motion and enters Final Judgment as follows:

1 **I. SECTION 17(a)(2) OF THE SECURITIES ACT OF 1933**

2 **IT IS HEREBY ORDERED AND ADJUDGED** that Defendant is
3 permanently restrained and enjoined from violating Section 17(a)(2) of the Securities
4 Act of 1933 (the “Securities Act”), 15 U.S.C. § 77q(a)(2), in the offer or sale of any
5 security by the use of any means or instruments of transportation or communication in
6 interstate commerce or by use of the mails, directly or indirectly to obtain money or
7 property by means of any untrue statement of a material fact or any omission of a
8 material fact necessary in order to make the statements made, in light of the
9 circumstances under which they were made, not misleading.

10 **IT IS FURTHER ORDERED AND ADJUDGED** that, as provided in Federal
11 Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who
12 receive actual notice of this Judgment by personal service or otherwise: (a)
13 Defendant’s officers, agents, servants, employees, and attorneys; and (b) other persons
14 in active concert or participation with Defendant or with anyone described in (a).

15 **II. SECTION 10(b) OF THE SECURITIES EXCHANGE ACT OF 1934**

16 **IT IS FURTHER ORDERED AND ADJUDGED** that Defendant is
17 permanently restrained and enjoined from directly or indirectly violating Section 10(b)
18 of the Securities Exchange Act of 1934 (the “Exchange Act”), 15 U.S.C. § 78j(b), and
19 Rule 10b-5(b) promulgated thereunder, 17 C.F.R. § 240.10b-5(b), by using any means
20 or instrumentality of interstate commerce, or of the mails, or of any facility of any
21 national securities exchange, in connection with the purchase or sale of any security to
22

1 make any untrue statement of a material fact or to omit to state a material fact necessary
2 in order to make the statements made, in the light of the circumstances under which
3 they were made, not misleading.
4

5 **IT IS FURTHER ORDERED AND ADJUDGED** that, as provided in Federal
6 Rule of Civil Procedure 65(d)(2), the foregoing paragraph also binds the following who
7 receive actual notice of this Judgment by personal service or otherwise: (a)
8 Defendant's officers, agents, servants, employees, and attorneys; and (b) other persons
9 in active concert or participation with Defendant or with anyone described in (a).

10
11 **III. INCORPORATION OF CONSENT**
12

13 **IT IS FURTHER ORDERED AND ADJUDGED** that the Consent is
14 incorporated herein with the same force and effect as if fully set forth herein, and that
15 Defendant shall comply with all of the undertakings and agreements set forth therein.
16

17 **IV. RETENTION OF JURISDICTION**
18

19 **IT IS FURTHER ORDERED AND ADJUDGED** that this Court shall retain
20 jurisdiction of this matter for the purposes of enforcing the terms of this Judgment.
21

22 **IT IS SO ORDERED.**
23

24 Dated: September 22, 2017
25

26 
27 Hon. Jill L. Burkhardt
28 United States Magistrate Judge